

Message

From: Robinson, Valois [Robinson.Valois@epa.gov]
Sent: 3/12/2020 4:17:28 PM
To: Deardorff, Jason [Deardorff.Jason@epa.gov]; Minter, Douglas [Minter.Douglas@epa.gov]
CC: Sierra-Lopez, Omar [Sierra-Lopez.Omar@epa.gov]
Subject: RE: The Yankton Sioux Tribe THPO sent an email with
Attachments: EPA_Letter_Yankton.pdf

Hi Jason,
There are two deadlines.
We asked in the attached letter that they contact us by 3/6 to schedule a consultation meeting by 4/30.

Valois

Valois Robinson
EPA Region 8
Underground Injection Control Program
MailCode: 8WD-SDU
1595 Wynkoop Street
Denver, CO 80202-1129
(303) 312-6276
robinson.valois@epa.gov

From: Deardorff, Jason <Deardorff.Jason@epa.gov>
Sent: Thursday, March 12, 2020 9:21 AM
To: Robinson, Valois <Robinson.Valois@epa.gov>; Minter, Douglas <Minter.Douglas@epa.gov>
Cc: Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>
Subject: RE: The Yankton Sioux Tribe THPO sent an email with

Hi,

Is there a deadline we need to hear an answer from the tribe by? Or is there a deadline after which we will understand they do not wish to consult on this?

Thanks!
Jason

From: Robinson, Valois <Robinson.Valois@epa.gov>
Sent: Wednesday, March 11, 2020 2:16 PM
To: Deardorff, Jason <Deardorff.Jason@epa.gov>; Minter, Douglas <Minter.Douglas@epa.gov>
Cc: Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>
Subject: RE: The Yankton Sioux Tribe THPO sent an email with

Thanks for that info, Jason.

Here is little more info.

The attached consultation protocol has these three steps:

1. Consultation shall only include government-to-government, in-person meetings with the Tribe's General Council. Consultation shall not be conducted via telephone or written correspondence unless expressly agreed to by the Chairman of the Tribe in writing.

10. Pre-consultation meetings shall be held at the Tribe's Fort Randall Casino on the first Wednesday of each month. Consultation meetings shall be held at the Tribe's Fort Randall Casino on the third Wednesday of each month. Meeting times shall be scheduled on a first-come, first-served basis. An agency shall contact the Tribe's THPO and Secretary's office to determine the next available meeting time and to schedule pre-consultation and consultation meetings.

11. Consultation meetings shall be scheduled at least thirty-five (35) days in advance to allow for adequate notice to the General Council, which is comprised of tribal members age 18 years and older and which is the governing body of the Tribe.

We are not sure the Tribe actually wants to schedule a consultation meeting since they have not replied to our previous letters. We recently sent out a letter to let all the tribes know we are wrapping up the Dewey-Burdock consultation process and in response the THPO sent us this protocol with instructions to contact the Secretary of the Tribe.

Please let us know what you hear from Richard Leasure once he has a chance to get back to you.

Thanks for your help with this!

Valois

Valois Robinson
EPA Region 8
Underground Injection Control Program
MailCode: 8WD-SDU
1595 Wynkoop Street
Denver, CO 80202-1129
(303) 312-6276
robinson.valois@epa.gov

From: Deardorff, Jason <Deardorff.Jason@epa.gov>

Sent: Wednesday, March 11, 2020 2:04 PM

To: Wood, MelanieL <Wood.MelanieL@epa.gov>; Minter, Douglas <Minter.Douglas@epa.gov>

Cc: Robinson, Valois <Robinson.Valois@epa.gov>; Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>; Bahrman, Sarah <Bahrman.Sarah@epa.gov>

Subject: RE: The Yankton Sioux Tribe THPO sent an email with

I'll give Richard Leasure (Yankton Environmental Director) a call and find out what he knows or who else we can contact. They are dealing with a reported case of Coronavirus on the reservation today and Rich has been hard to connect with as he's also the Emergency Response manager at Yankton.

Jason

From: Wood, Melaniel <Wood.Melaniel@epa.gov>
Sent: Wednesday, March 11, 2020 1:54 PM
To: Minter, Douglas <Minter.Douglas@epa.gov>
Cc: Robinson, Valois <Robinson.Valois@epa.gov>; Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>; Bahrman, Sarah <Bahrman.Sarah@epa.gov>; Deardorff, Jason <Deardorff.Jason@epa.gov>
Subject: RE: The Yankton Sioux Tribe THPO sent an email with

Jason is the TPM for Yankton so perhaps he can assist.

From: Minter, Douglas
Sent: Wednesday, March 11, 2020 1:29 PM
To: Wood, Melaniel <Wood.Melaniel@epa.gov>
Cc: Robinson, Valois <Robinson.Valois@epa.gov>; Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>; Bahrman, Sarah <Bahrman.Sarah@epa.gov>
Subject: FW: The Yankton Sioux Tribe THPO sent an email with

Hi Melanie: since Kim is out until Monday, let us know if you or someone else can help us on this. We will need to wrap up consultation with any/all tribes by the end of April, and are still waiting to hear if Yankton wishes to consult with us.

Douglas

From: Minter, Douglas
Sent: Wednesday, March 11, 2020 1:26 PM
To: Varilek, Kimberly <Varilek.Kimberly@epa.gov>
Cc: Robinson, Valois <Robinson.Valois@epa.gov>; Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>; Bahrman, Sarah <Bahrman.Sarah@epa.gov>
Subject: FW: The Yankton Sioux Tribe THPO sent an email with

Hi Kim: in apparent response to our final 2/21/20 letter (attached) asking the tribe to indicate whether they are interested in consultation by 3/6/20, Omar talked with their THPO today (see below). Consistent with their attached protocol (see consultation step two on page 5) we addressed our letter to the Chairman.

As noted below, the THPO is asking us to contact their General Counsel, the governing body for the tribe (note: although there is mention of their General Counsel being involved with consultation, notification to their General Counsel is not stipulated on page 5 or elsewhere in their protocol).

Can you please advise on how to proceed?

Thanks,

Douglas

From: Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>
Sent: Wednesday, March 11, 2020 12:48 PM
To: Robinson, Valois <Robinson.Valois@epa.gov>; Minter, Douglas <Minter.Douglas@epa.gov>
Subject: Fw: The Yankton Sioux Tribe THPO sent an email with

Douglas/Valois:

I did talk to Mr. Kip Spotted Eagle today 3/11/2020 12:40PM. He stated that he wanted to remind us about the protocol for consultation with the Yankton Sioux Tribe. He stated that if we are requesting consultation, we will need to follow the protocol and contact the Tribe's General Council.

How do you want me to proceed? I attached the protocol.

Regards,

Omar Sierra-Lopez
Physical Scientist (Environmental)

U. S. Environmental Protection Agency (Region 8)

Underground Injection Control Program

Mail Code: 8WD-SDU

1595 Wynkoop Street

Denver, Colorado 80202-1129

Phone 303.312.7045

EPA Region 8 UIC website:

<http://www.epa.gov/uic/underground-injection-control-epa-region-8-co-mt-nd-sd-ut-and-wy>

From: Robinson, Valois <Robinson.Valois@epa.gov>

Sent: Thursday, February 20, 2020 1:26 PM

To: Sierra-Lopez, Omar <Sierra-Lopez.Omar@epa.gov>; Logan, Paul <Logan.Paul@epa.gov>

Subject: FW: The Yankton Sioux Tribe THPO sent an email with

The Yankton Sioux Tribe THPO emailed the attached consultation protocol on July 30, 2019 (see below) in response to the July 8, 2019 letter we sent. I did not get any further response from him.

I'll send the info from the MHA Tribes next.

Valois

Valois Robinson

U.S. EPA Region 8

MailCode: 8WD-SDU

1595 Wynkoop Street

Denver, CO 80202-1129

Phone: (303) 312-6276

Fax: (303) 312-6741

Email: robinson.valois@epa.gov

From: Galen Laurence <Galen.Laurence@cadmusgroup.com>

Sent: Tuesday, July 30, 2019 9:27 AM

To: Robinson, Valois <Robinson.Valois@epa.gov>

Cc: MaryEllen.Tuccillo@cadmusgroup.com; Druanne Cote <Druanne.Cote@cadmusgroup.com>

Subject: FW: [EXT] Re: EPA Invitation for Consultation – The Yankton Sioux Tribe

Hi Valois,

I am forwarding an email response we received from Kip Spotted Eagle of The Yankton Sioux Tribe. His email contained no content, but included an attached consultation protocol. Please see attached. Thank you.

Best,

Galen

Galen Laurence | Analyst

Cadmus | 100 5th Avenue, Suite 100 | Waltham, MA, 02451-8727

Tel: (617) 673-7016

From: Kip Spotted Eagle <yst.thpo@gmail.com>

Sent: Tuesday, July 30, 2019 9:53 AM

To: Galen Laurence <Galen.Laurence@cadmusgroup.com>

Subject: [EXT] Re: EPA Invitation for Consultation – The Yankton Sioux Tribe

On Thu, Jul 25, 2019 at 12:38 PM Galen Laurence <Galen.Laurence@cadmusgroup.com> wrote:

Greetings Richard and Kip,

The attached letter and enclosures are being sent to you on behalf of EPA Region 8. The EPA R8 Underground Injection Control (UIC) Program would like to invite you to consult on revised draft permits for injection wells and associated draft documents related to the proposed Dewey-Burdock uranium in-situ recovery site in the southern Black Hills region near Edgemont, South Dakota.

If you are interested in meeting with the EPA, please reply to Valois Robinson of the EPA R8 UIC program. Ms. Robinson can be reached at 800-227-8917 (extension 312-6276) or 303-312-6276. She may also be reached by email at robinson.valois@epa.gov .

If you have any questions, you may also respond to this email directly; we will be happy to convey questions or comments to EPA.

Thank you,

Galen Laurence

Galen Laurence | Analyst

Cadmus | 100 5th Avenue, Suite 100 | Waltham, MA, 02451-8727

Tel: (617) 673-7016



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Pidamaya!

Kip Spotted Eagle

THPO Director

605-384-3641 ext. 1033 or 605-469-6276

yst.thpo@gmail.com or kipspottedeagle247@gmail.com

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